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CERTIFICATE OF MAILING

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Typed or Printed name of person signing this certificate:

Joyce Ford

Signature Joyce Ford

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Warner et al.

) Examiner: Marcus Charles

)

) Art Unit: 3682

)

)

Serial No.: 09/752,136

)

Filed: December 27, 2000

)

For: **VARIABLE SPEED DRIVE
SYSTEM**

) Attorney Docket: 12052/04000

)

Assistant Commissioner for Patents
Washington, D.C. 20231

**INFORMATION FOR WITHDRAWAL OF ABANDONMENT - PTO HAS NO
EVIDENCE THAT MAILED CORRESPONDENCE RECEIVED**

REQUEST

Applicant requests that the abandonment in this case be withdrawn.

PROMPTNESS OF THIS SUBMISSION

This information is being submitted promptly after applicant has learned of the abandonment on the basis of: the Notice of Abandonment mailed by the PTO on June 30, 2003.

SUBMISSION

Submitted herewith is:

1) A copy of the page of the response mailed on December 26, 2002, showing a Certificate of Mailing executed on December 26, 2002.

2) A copy of the post card identifying the papers filed and showing the U.S. PTO receipt stamp dated December 31, 2002.

3) A copy of the complete response previously filed.

STATEMENT

Based on personal knowledge the Transmittal and Amendment (copies of which are attached) were transmitted by first class mail on December 26, 2002. This mailing was a timely response to the Examiner's Office Action dated September 25, 2002. Please proceed with further examination of this application on the basis of the attached copy of the papers originally filed.

REQUEST FOR WITHDRAWAL OF ABANDONMENT

Acknowledgement of the active status of this application is respectfully requested. It is believed that no further fee is required relating to the filing of this Response. If this is not the case, the Patent Office is hereby authorized to charge any related fee to Deposit Account No. 03-0172.

Reg. No 47,401

Tel. No. 216-622-8527

Cust. No.



24024

PATENT TRADEMARK OFFICE

James A. Balazs

800 Superior Ave. Suite 1400

Cleveland, Ohio 44114



24024 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002		Complete if Known	
		Application Number	09/752,136
Patent fees are subject to annual revision		Filing Date	December 27, 2000
		First Named Inventor	Warner
		Examiner Name	
		Group Art Unit	3682
		Attorney Docket No.	12052/04000
TOTAL AMOUNT OF PAYMENT	(\$0.00)		

METHOD OF PAYMENT		FEE CALCULATION (continued)					
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:		3. ADDITIONAL FEES					
Deposit Account Number	03-0172	Fee Code	Large Entity Fee (\$)	Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
Deposit Account Name		105	130	205	65	Surcharge - late filing fee or oath	
<input type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17		127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
<input checked="" type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27		139	130	139	130	Non-English specification	
2. <input type="checkbox"/> Payment Enclosed:		147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other		112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
FEE CALCULATION		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
1. BASIC FILING FEE		115	110	215	55	Extension for reply within first month	
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid		
101	740	201	370	Utility filing fee			
106	330	206	165	Design filing fee			
107	510	207	255	Plant filing fee			
108	740	208	370	Reissue filing fee			
114	160	214	80	Provisional filing fee			
SUBTOTAL (1)				\$			
2. EXTRA CLAIM FEES							
Total Claims		Extra Claims	Fee from below	Fee Paid			
Independent Claims		-20** = 3	X9	=27.00			
Multiple Dependent Claims		-3** =	X	=			
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid		
103	18	203	9	Claims in excess of 20			
102	84	202	42	Independent claims in excess of 3			
104	280	204	140	Multiple dependent claim, if not paid			
109	84	209	42	** Reissue independent claims over original patent			
110	18	210	9	** Reissue claims in excess of 20 and over original patent			
SUBTOTAL (2)				\$27.00			
		** or number previously paid, if greater; For Reissue, see above					
		* Reduced by Basic Filing Fee Paid					
		SUBTOTAL (3)				(\$)	

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SUBMITTED BY			Complete (if applicable)		
Name (Print/Type)	James A. Balazs	Registration No. (Attorney/Agent)	47,401	Telephone	(216) 622-8200
Signature	James Balazs	Date	12/26/02		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



This document is being deposited with the United States Postal Service with sufficient postage via First Class Mail addressed to Assistant Commissioner of Patents, Washington, D.C. 20231, on this 26th day of December, 2002. With a certificate of mailing.

In re application of Warner et al.
Serial No.: 09/752,136
Filed: December 27, 2000
CH&G Ref.: 12052/04000 (JAB:jkb)



Please acknowledge receipt of the following:

- Transmittal in duplicate (1 page)
- Amendment (14 pages)
- Fee Transmittal (1 page)
- Return Receipt Postcard

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JAN 06 2003

L.A.K. IP. Dept.



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24024

PATENT TRADEMARK OFFICE

CERTIFICATE OF TRANSMITTAL

I hereby certify that this document is being transmitted via First Class Mail to the Commissioner of Patents, Washington, DC 20231, on this 26th day of December, 2002.

Jacqueline K. Bogert

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Warner et al.

Serial No. 09/752,136

Filed: December 27, 2000

Group Art Unit: 3682

Examiner:

Docket No. 12052/04000

Title: **VARIABLE SPEED DRIVE SYSTEM**

TRANSMITTAL OF RESPONSE AND AMENDMENT

Commissioner of Patents
Washington, D.C. 20231

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Sir/Madam:

Following documents, enclosed herewith, are submitted in response to the Office Action dated September 25, 2002:

- (1) Response and Amendment (9 pages);
- (2) Marked Specifications and Claims (3 pages);
- (3) Drawings (2 pages);
- (4) Fee Transmittal (1 page); and
- (5) A return receipt postcard.

Additional fees are due for three new dependent claims (small entity rate) in connection with this amendment. The Examiner is authorized to charge deposit account 03-0172 for these fees. In the event that any additional extension is required, please treat this Transmittal Letter as a request for such additional extension.

Respectfully submitted,

James A. Balazs

James A. Balazs, Reg. No. 47,401
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